



# City of Chicopee, Massachusetts

## License Commission

William Pagel  
Chairman  
Donald Goulette  
Robert Borowiec  
James Grise  
John Beaulieu

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Minutes for June 18, 2009

In attendance: Chairman Pagel, Commissioners Goulette, Borowiec, Grise and Beaulieu. Also in attendance Attorney Corridan.

Minutes for May are presented to the Board. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Hearing for Inactive licenses:

**Jess-Tirs-** The licensee was not present. Atty. Brunelle phoned earlier and stated that Ms. Lapa will not appear as she is out of town but the DOR has seized the license for owed meal taxes and there is no transfer or sale in progress at the moment.

**Y Cafe:** - In attendance: Claire Robillard. Ms. Robillard states that the proposed deal she had has fallen through. She has no interested parties at this time.

**Rivoli:** - In attendance: Konrad Wargulewski. Mr. Wargulewski states he is continuing with the renovations and submits an estimate for the elevator. The Board had toured the facility earlier in June to assess the progress being made.

**Maximum Capacity:** The licensee was not present.

**Chazzy B's:-** In attendance: David Burnham. Mr. Burnham is actively marketing the license. At this time he has a potential sale in the beginning stages.

**Collegian Court:** In attendance: Gary Szpara. Mr. Szpara states that they are actively pursuing all leads and are now using a commercial broker.

Hearing for Liquor Shed, 1345 Burnett Rd. In attendance: Attorney John McNally and Robert McNamara. Chairman Pagel states that the Commission has received several police reports of drinking behind the store. He states that this is a violation of the law. He is aware that this is a hard area to control when you are in the store but feels that at a minimum there should be signs posted. Atty. McNally informs the Board that "No Loitering" signs have been posted on the interior and exterior of the store. The overgrowth surrounding the area will be eliminated within the next 30 days. They are looking to have some kind of commercial or retail business in the adjoining property. Commissioner Beaulieu asks if the picnic table has been removed. He feels that this contributes to the problem along with the overgrowth. Atty. McNally states the table will be removed in the next 2 weeks. Chairman Pagel feels that the licensee is being proactive in the steps he is taking and he recommends a warning be issued. Commissioner Borowiec makes a motion that a warning be placed in the file and if there is another report within 6 months another hearing will be held. Commissioner Goulette seconds. Motion approved 5-0.

Hearing for Dug-Out Cafe, 134 Meadow St. In attendance Michael F. Benoit and Captain Patrick Halpin. Mr. Benoit states he is appearing on behalf of his father Roger Benoit. He has been updated by Captain Halpin as to the issues involved. Chairman Pagel asks Captain Halpin what the status is with the Fire Department. Captain Halpin states they are in compliance at this time. Chairman Pagel asks if the extension cord is gone, the fire extinguishers are in compliance, hood suppression system is in compliance, and the pizza boxes stored within two feet of the ceiling been removed and if the emergency lights are now operable in kitchen and back room. Captain Halpin states that these issues have been corrected. Captain Halpin states that he has spoken with Mr. Michael Benoit this evening and apprised him of the situation in this establishment. Chairman Pagel informs Mr. Benoit that he must contact the Building Department to schedule an inspection. The Commission could suspend the license because the Certificate of Inspection is not current in accordance with M.G.L Chapter 10 §74. Chairman Pagel asks Captain Halpin if this is an issue every year with this establishment and Captain Halpin responds that yes it is an issue. Also it has been an issue with most establishments the first year this Certificate of Inspection was implemented. Captain Halpin states that after speaking with Mr. Benoit he felt that he was not fully aware of the situation. Commissioner Beaulieu asks if Michael will be involved in the business on a full time basis. Mr. Benoit states that his continued involvement has not been determined yet. Commissioner Beaulieu suggests that he inform his father that these issues can not be ignored and must be dealt with in a timely manner. There is a Policy and Procedure Manuel that has been sent to all establishments and should be reviewed. A copy is also available in the office if he requires another one. Chairman Pagel is satisfied if the Fire Department is satisfied. Commissioner Goulette makes a motion that they have until July 2<sup>nd</sup> to be in compliance and submit a valid Certificate of Inspection. Commissioner Grise seconds. Motion approved 5-0.

Application for a Change of D/b/a for Dollywood, Inc, D/b/a The Chalet at Dollywood, 13 View St to Dollywood, Inc, D/b/a Septembers, 13 View St with Roy O'Neill as proposed new manager. Chairman Pagel asks if everything is in order and if the real estate taxes are paid. Ms. Taillefer informs the Board that the application is in order but there are outstanding taxes owed. Commissioner Beaulieu makes a motion that the matter be tabled until the tax issues are resolved. Commissioner Borowiec seconds. Motion approved 5-0.

Application for a Common Victualer for The E.G.G., 685 James St with Theresa Piskorski as manager (new). Commissioner Beaulieu makes a motion to approve. Commissioner Borowiec seconds. Motion approved 5-0.

Application for a Special One-Day Permit (Wine & Malt) for St. Stanislaus Basilica , 534 Front St for the Church Jubilee Party to benefit the Elevator Fund to be held on Saturday July 25, 2009 from 1:00 PM until 6:00 PM with Eileen Dziok as applicant. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Application for an additional Automatic Amusement (1 Skill Touch) for The Corner Store, 444 Front St with Stephen Manioudakis as manager. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Applications for Mobile Common Victualer for Fest of All:  
Carols Concessions, Gerardina Calabrese  
Doogan's Deli, Doug Girard  
Edible Arrangements, Trisha Gilley  
Hu Ke Lau, William Yee  
Millie's, Ann Kerigan  
Moo-Licious, Joe Deedy

Murphy's Tailgate, Edward Murphy  
Nutmeg Concessions, Steve Swinkin  
Papa Gino's, John Lackovic  
Patriot Popcorn, Peter Young  
Quicky's, Brian O'Connor  
Rumbleseat, Bill Stetson

Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

### **Late Files**

Applications for Mobile Common Victualer for Fest of All:

Ichabod's, William Snyder  
This Place Catering, Jamie Duclos

Application for a Special One-Day Permit (Wine & Malt) for Patti's Four-Ten , 32 Quincy Ave for the Chicopee Fest of All Bike Run to be held on Sunday July 5,2009 from 10:00 AM until 10:00 PM with Patricia Bousquet as applicant. Commissioner Goulette makes a motion to approve and amend the starting time to 11:00 AM. Commissioner Beaulieu seconds. Motion approved 5-0.

Application for a Special One-Day Permit (Wine & Malt) for Patti's Four-Ten , 32 Quincy Ave for the Customer Appreciation Event to be held on Saturday July 18,2009 from 10:00 AM until 10:00 PM with Patricia Bousquet as applicant. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Application for a (new) Mobile Common Victualer for Danielle Cormier. Commissioner Borowiec makes a motion to approve. Commissioner Beaulieu seconds. Motion approved 5-0.

Application for a renewal of a Mobile Common Victualer for Gee Jeeps Concessions with Carl Schreiber as manager. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Application for a Weekday Entertainment License for Church of New Covenant,938 Chicopee Street with Vasily Tokarev as applicant. (This is for youth activities in the parking lot-music, games, etc.) Commissioner Goulette makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Filing fees are read into the record by Commissioner Beaulieu.

**ABCC Approvals:** Change of Manager for Fairview Legion, 292 New Ludlow Rd